

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Servants – Department for Women, Children, Disabled & Senior Citizens – Allegations of possession of Disproportionate Assets to the known sources of income against Sri N.Sivudu, Supervisor, Government Observation Home for Boys, Kurnool – Sanction of prosecution under Prevention of Corruption Act, 1988 – Orders – Issued.

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DEPT. FOR WOMEN, CHILDREN, DISABLED & SENIOR CITIZENS (JJ)

G.O.Ms.No. 16

Dated:08-05-2012.

Read the following:-

1. From the DG, ACB, AP Hyderabad, Letter C.No.276/RCA-KUR/2008, Dated:25.02.2009.
2. Govt.Memo.No.1174/JJ/A2/2009-1, Dated:12.03.2009.
3. From the Hon'ble APAT, Hyderabad Order in OA.No.6680/2009, Dated:12.06.2009 and 20.07.2009.
4. From Sri N.Sivudu, Supervisor, Govt. Observation Home for Boys, Kurnool, representation received through CMP.No. 5515/CMP/09, Dated:03.11.2009.
5. From the DG, ACB, AP Hyderabad, Lr.C.No.276/RCA-KUR/2008, Dated:29.10.2010.

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**ORDER :**

Where as Sri N.Sivudu S/o N.Ramaiah, Joined Government Service in Government Observation Home for Boys, Kurnool on 01-04-1985 and worked in the same post and same place till the date of searches dt:12-11-2008. By virtue of the post held by him, he falls under the category of Public Servant as defined under Section 2 (c) of the Prevention of Corruption Act, 1988.

2. And whereas, on Credible information that the Accused Officer, Sri N.Sivudu, Supervisor, Government Observation Home for Boys, Kurnool indulged in corrupt practices and by dubious means acquired movable/immovable properties in his name and in the names of his family members, a case in Cr.No.15/RCA-KUR/2008 U/s 13(1) (e) r/w 13(2) of P.C. Act, 1988 of ACB Kurnool Range, Kurnool was registered on 10-11-2008 and investigated into as per the proceedings issued by the Joint Director (R) Anti Corruption Bureau, Hyderabad in Rc.No.48/ACB-JD(R)/2008, dt:07-11-2008. During the course of investigation and in pursuance of search Warrant obtained from the Hon'ble Special Judge for SPE & ACB Cases at Hyderabad, searches were conducted on 12-11-2008 at the following places:-

- 1) Residential house of A.O. at Plot No.86A, Maruthi Nagar, Besides Elukuru Estate, Kurnool.
- 2) Residential house of Md.Mahmood S/o Md.Buran, H.No.B/B-117, B.Camp, Kurnool.
- 3) Residential house of Sri K.Laxmi Narayana bearing D.No.49/1-41, Maddur Nagar, Kurnool.

During the searches, incriminating documents pertaining to the Assets, income and expenditure were recovered and seized and the house hold articles and gold jewellery was seized in the presence of mediators.

3. And whereas the check period is taken from 01-04-1985 to 12-11-2008 for the purpose of investigation.

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4. And whereas, the investigation revealed that N.Sivudu acquired assets in the shape of movable and immovable properties and deposits in banks etc., in his name, in the name of his wife, daughter and sons, to the tune of Rs.88,94,671/- (Rupees Eighty eight lakhs ninety four thousand six hundred and seventy one only) vide Annexure-I appended to this order as on the terminal date of check period.

5. The total income of Sri N.Sivudu from all his known sources, during the period from 01-04-1985 to 12-11-2008 is arrived at Rs.17,21,978/- (Rupees Seventeen Lakhs twenty one thousand nine hundred and seventy eight only) vide Annexure-II appended to this order.

6. His total Expenditure during the said period i.e. from 01-04-1985 to 12-11-2008 is estimated at Rs.19,62,129/- (Rupees nineteen lakhs sixty two thousand one hundred and twenty nine only) vide Annexure-III appended to this order.

7. Sri N.Sivudu has a likely saving of (-) Rs.2,40,151/- (Rupees two lakhs forty thousand one hundred and fifty one only) that is Rs.2,40,151/- beyond his income as on the terminal date of check period. As against the likely savings of (-) Rs.2,40,151/-, Sri N.Sivudu is found in possession of the assets to an extent of Rs.88,94,671/-, thus disproportionate to his known sources of income to a tune of Rs.91,34,822/- (Rs.88,94,671/- + 2,40,151/-) for which he could not satisfactorily account for.

8. And whereas, the above acts of Sri N.Sivudu, Supervisor, Government Observation Home for Boys, Kurnool constitute an offence punishable under clause (e) of Sub section (1) of Sec.13 r/w section 13 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

9. And where as, the Government of Andhra Pradesh being the competent authority to remove him from service after fully and carefully examining the material placed before them in respect of the above said allegation and having regard to the facts and circumstances of the case consider that the said Sri N.Sivudu, Supervisor, Government Observation Home for Boys, Kurnool should be prosecuted in a court of law for the said offence.

10. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri.N.Sivudu, Supervisor, Government Observation Home for Boys, Kurnool for the afore said offences punishable under clause (e) of sub-section (1) of section 13 read with sub-section (2) of section 13 of PC Act, 1988 and for any other cognate offences punishable under any other provision of law for the time being in force in respect of the above said acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NILAM SAWHNEY,  
PRINCIPAL SECRETARY TO GOVERNMENT.

To  
The Director General,  
Anti-Corruption Bureau,  
A.P. Hyderabad (we).  
Encl: Annexures I to III.